

AMENDED
APPLICATION FOR PERMIT

Serial No. 3096

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 31 1914
Returned to applicant for correction SEP - 8 1914
Corrected application filed SEP 12 1914

The undersigned Ben Pearson
Name of applicant.
of Montello, County of Elko,
State of Nevada, hereby make s application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

1. The source of the proposed appropriation is Emigrant Spring
Name of stream, lake, or other source.
situated about or near the center of NE $\frac{1}{4}$ of Sec. 6, T. 33 N.R. 59
E., M.D.M.
2. The amount of water applied for is four second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: On S. line of Sec. 31 about 100 rods west of the SE corner of
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.
of Sec. 31, T. 34 N.R. 59 E., M.D.M. S. E., M.D.M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 200 acres
- (b) Description of land to be irrigated Lots 9, 10 & 11 & E $\frac{1}{2}$ of
Describe by legal subdivision, or if on unsurveyed land it
NE $\frac{1}{4}$ Sec. 31 Twp. 34 N.R. 59 E., M.D.M.

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about May 1st and end about
Month.
Sept. 1st, of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE
FOLLOWING INFORMATION:

- (d) Power to be developed is None horse power.
- (e) Works to be located on subdivision of above
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream Not to be returned to
Describe in same manner as point of diversion.
stream.
- (g) Remarks Water is to be diverted by ditch conveying same into
canal already constructed over said Sec. 31. Also such other
laterals & ditches will be constructed as are necessary to
irrigate acreage before mentioned.

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$400 to \$500 including canal already built.
6. Estimated time required to construct works One year.
7. Remarks

For use of applicant.

BEN PEARSON, Applicant.

By

Compared

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the stream system of which this source may be a tributary. The amount of water herein granted is placed at the maximum statutory allowance of two (2) cubic feet per second for the total area of land herein applied for, notwithstanding the fact that a water right has already been granted at least a portion of this land under permit No. 3457, so that such amount of water may be diverted and used in the event that a shortage exists in the source described in said permit No. 3457. However, the total amount of water granted under both permits must not exceed the statutory allowance for the maximum area of land involved under such permits. The applicant will be required at the time of filing proof of beneficial use of water to definitely segregate the areas of land which obtain water for irrigation from each of the sources described in the two permits, in order that certificates can be issued for the land to which the water of each source is appurtenant.

A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

use must be filed with State Engineer on or before August 1, 1922.

Proof of labor filed JUL 31 1917

Map filed APR - 5 1918

Proof of completion of work filed APR - 3 1924

Proof of beneficial use filed APR - 3 1924

Cultural Map Filed Jan 16 1924

WITNESS MY HAND AND SEAL this 1st, day

of May, 1917.

State Engineer.

Certificate No. 1027 Issued April 21 1924 for 0.3933 c. f. s.

Recorded April 25, 1924 E. 3 Page 120 of Water Rights

E. K. O.

Culture Records